

REMARKS

The specification has been reviewed, and clerical errors of the specification have been amended.

In paragraph 5 of the Action, claims 1-8 were rejected under 35 U.S.C. 103(a) as being unpatentable over Morini in view of Gargione.

In view of the rejection, claims 1, 3, 5 and 7 have been amended. Claims 8 has been cancelled, and new claims 9-11 have been filed.

As clearly recited in amended claim 1, a cap of the invention is used for a container with an opening and an extraction controlling projection. The cap comprises a cap main portion to be screwed in the container to close the opening of the container, and a ring member disposed inside and closely fitted with the cap main portion.

The cap main portion has a hollow shape with a closed upper end and an open lower end, and includes a plurality of window holes disposed along a periphery at a lower side thereof and a thick wall portion formed below the window holes. The ring member includes engaging pieces formed on an inner periphery thereof for hooking on the extraction controlling projection of the container. The ring member fitted in the cap main portion can be seen through the window holes.

In the invention, the thick wall portion includes a smooth outer surface and grooves at an inner side thereof, and the ring member includes a plurality of fin members at an outer periphery thereof to project upwardly. The fin members are located in the grooves of the thick wall portion so that the ring member is detachably integrated with the cap main portion.

In the invention, the ring member with the fin members can be easily formed with the cap main portion by injection molding, but once the cap main portion is removed from the ring member, the cap

main portion can not be assembled with the ring member. Namely, the fin members can not be easily disposed in the grooves of the thick wall portion.

In Morini, a first part 1 with outer projections 5 is assembled with a second part 2 with a breakable seal 4. Namely, the projections 5 is located above the breakable seal 4 so that the first part 1 is located inside the breakable seal 4. When the bottle cap is unscrewed, webs 6 are broken and the top of the second part 2 is removed while the breakable seal 4 and the first part 1 are left on the bottle.

In the invention, the thick wall portion of the cap main portion includes grooves at an inner side thereof, and the ring member includes a plurality of fin members at an outer periphery thereof to project upwardly. The fin members are located in the grooves of the thick wall portion so that the ring member is detachably integrated with the cap main portion. In Morini, the first part does not have the grooves, and the second part does not have the fin member located in the groove. Therefore, the structure as recited in claim 1 is not disclosed in Morini.

In Gargione, a cap 1 includes a collar 6 having tabs 7 engaging an edge of a container 13. The collar 6 has a smooth outer surface and is disposed inside a ring 4 of the cap 1. Therefore, although the tabs 7 are formed, the cap 1 does not have the fin members and the grooves of the invention.


As explained above, the cited references do not disclose the fin members and the grooves of the invention. Therefore, claim 1 of the invention is not obvious from the cited references. Claim 7 of the application includes the structure as recited in claim 1. Therefore, claim 7 is not obvious from the cited references, as well.

Claims pending in the application are not obvious from the cited references.

Reconsideration and allowance are earnestly solicited.

Respectfully Submitted,

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